

§ 187.105 Information on titled vessels.

(a) In addition to the information required under § 187.103, a participating State must collect the following information on a vessel titled in that State:

- (1) Title number issued by the State.
- (2) Where evidence of a lien or other security interest may be found against a vessel titled in that State.
- (3) Name(s) of the lienholder(s).
- (4) Address of principal place of residence of each individual lienholder and the address of the principal place of business of each lienholder that is not an individual, including zip code.

(b) Participating States may collect the following information on titled vessels:

- (1) Mailing address of any lienholder that is different from the addresses required by paragraph (a)(4) of this section.
- (2) Telephone number of each lienholder.

§ 187.107 Information to assist law enforcement officials.

(a) Participating States must make the following information available to assist law enforcement officials:

- (1) Notice that a vessel, identified by its vessel identifier, has been reported lost, stolen, destroyed, abandoned, or recovered.
- (2) Name and telephone number of organization to contact for additional information or to notify regarding the recovery of a vessel.

(b) Participating States may make the following information available to assist law enforcement officials:

- (1) Reported date that the vessel was stolen.
- (2) Reported location of vessel when stolen.
- (3) Vessel insurance policy number, if insured.
- (4) Name of the insurance company.
- (5) Address of insurance company, including zip code.
- (6) Mailing address of the insurance company for notification, if different from the address provided under paragraph (b)(5) of this section.
- (7) Telephone number of insurance company.
- (8) Date that the vessel was recovered.

- (9) Location of vessel when recovered.
- (10) Name(s) and telephone number(s) of organization(s), in addition to the one provided under paragraph (a) of this section, public or private, to contact for additional information on sighting and recovery of vessels.
- (11) Request to be notified if vessel is sighted.
- (12) Purpose of sighting notification request.
- (13) Date and time when vessel last sighted.
- (14) Location of vessel when last sighted.
- (15) Organization to contact for additional information on sighting.

Subpart C—Vessel Identification System Participation Requirements

§ 187.201 Participating State requirements.

A participating State must comply with the following requirements:

- (a) Collect the required information listed in subpart B of this part and provide that information to the vessel identification system in the manner and form specified in the applicable Coast Guard-State Cooperative Agreement.
- (b) Obtain specific evidence of ownership, such as certificate of origin or current certificate of title or number, to identify a vessel's owner.
- (c) Return any surrendered Certificate of Documentation to the Coast Guard National Vessel Documentation Center.
- (d) Retain previously issued certificate of number or title and notify issuing authority by mail or electronic message.
- (e) Retain information identifying the type of evidence used to establish the accuracy of the information required to be made available to VIS, and make it available to the Coast Guard upon request.
- (f) Update the information required to be made available to VIS on a vessel that has not been re-registered by labeling the vessel file "inactive" or, if notified that a vessel has been moved

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to a nonparticipating State, by indicating the new State and notifying the Coast Guard.

[CGD 89-050, 60 FR 20315, Apr. 25, 1995, as amended by CGD 97-023, 62 FR 33365, June 19, 1997]

§ 187.203 Voluntary provisions for participating States.

A participating State may—

(a) Provide VIS with the optional information listed in subpart B of this part;

(b) Make updated information provided by the vessel owner, government agency or lienholder, available to VIS regarding a vessel that has been moved to a nonparticipating State; and

(c) Interact with nonparticipating States to make information available to, or request information from, VIS concerning a vessel or nationwide statistics.

Subpart D—Guidelines for State Vessel Titling Systems

EFFECTIVE DATE NOTE: At 61 FR 6943, Feb. 23, 1996, subpart D is suspended through April 23, 1998. At 63 FR 19658, Apr. 21, 1998, the effective date of subpart D was further delayed until Apr. 24, 1999. At 64 FR 19039, Apr. 19, 1999, the effective date of subpart D was further delayed until Oct. 24, 1999.

§ 187.301 Eligibility for preferred mortgage status.

A State vessel titling system that meets the requirements of this subpart may be certified by the Commandant under 46 U.S.C. 31322 (d)(1)(A), in accordance with the procedures of § 187.9, as complying with the guidelines for vessel titling systems for the purpose of conveying preferred mortgage status on mortgages perfected after the date of certification, covering the whole of a vessel titled in that State, provided that the State also complies with the vessel identification system participation requirements of § 187.7 and subpart C of this part.

§ 187.303 Definitions.

A State must define the terms, “certificate of origin”, “dealer”, “department” or “division”, “documented vessel”, “issuing authority”, “lienholder”, “manufacturer”,

“owner”, “person”, “security interest”, “titling authority”, and “vessel”, substantially as those terms are defined in § 187.3.

§ 187.305 Application for title.

(a) Except as provided in § 187.307, a State must require application for a title within a specified period of time, not to exceed 60 days, after a vessel is first purchased, ownership is transferred, or there is a change in vessel data listed on the certificate of title.

(b) A State must require disclosure of the existence of indebtedness covered by any security agreement pertaining to the vessel in its titling application form.

(c) The title application must include an entry for identification of the State or country in which the vessel was last numbered or titled, if applicable.

(d) A State must require that the title application include a signed certification that statements made are true and correct to the best of the applicant's knowledge, information and belief, under penalty of perjury.

§ 187.307 Dealer and manufacturer provisions.

A State must include the following provisions for dealers or manufacturers, building, buying, acquiring, or transferring vessels, in that State.

(a) Dealers must be required to either report acquisition of a used numbered vessel for resale, or, apply for certificate of title if such vessel is required to be titled.

(b) Dealers must be allowed to apply for a certificate of title for a new vessel acquired for resale.

(c) Dealers and manufacturers must be required to provide to the vessel owner a certificate of origin, or other document, at the time of delivery of a new vessel to initiate the chain of ownership.

(d) Dealers and manufacturers must be required to maintain for at least 3 years a record of any vessel bought, sold, exchanged, or received for sale or exchange, and have such records open for inspection by the State.